

Senate Chamber, Atlanta, Georgia
Wednesday, February 21, 2007
Twenty-third Legislative Day

The Senate met pursuant to adjournment at 10:00 a.m. today and was called to order by the President.

Senator Balfour of the 9th reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

The following message was received from the House through Mr. Rivers, the Clerk thereof:

Mr. President:

The House has passed by the requisite constitutional majority the following Bills of the House:

HB 134. By Representatives England of the 108th, Heard of the 104th, Coan of the 101st and Benton of the 31st:

A BILL to be entitled an Act to amend Part 2 of Article 3 of Chapter 91 of Title 36 of the Official Code of Georgia Annotated, relating to bid bonds for public works bidding for local governments, so as to change certain provisions relating to cash in lieu of bid bonds and letters of credit; to change certain provisions relating to acceptable substitutes for bonds; to repeal conflicting laws; and for other purposes.

HB 136. By Representatives Coan of the 101st, Shaw of the 176th, O'Neal of the 146th, Rogers of the 26th, Millar of the 79th and others:

A BILL to be entitled an Act to amend Code Section 13-8-2 of the Official Code of Georgia Annotated, relating to contracts contravening public policy generally, so as to provide that any contract of insurance which provides for indemnification against liability for damages arising out of bodily injury to persons or damage to property caused by a promisee or indemnitee in connection with a contract or agreement relative to the construction, alteration, repair, or maintenance of a building structure,

appurtenances, and appliances is against public policy, void, and unenforceable; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 153. By Representatives Loudermilk of the 14th, Oliver of the 83rd, Lewis of the 15th, Franklin of the 43rd, Setzler of the 35th and others:

A BILL to be entitled an Act to amend Part 6 of Article 1 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to the deprivation of juveniles, so as to provide certain requirements when placing children with the Division of Family and Children Services; to amend Article 1 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to children and youth services, so as to provide new definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 168. By Representatives Mumford of the 95th, Knox of the 24th and Forster of the 3rd:

A BILL to be entitled an Act to amend Code Section 15-11-21 of the Official Code of Georgia Annotated, relating to associate juvenile court judges, appointment and compensation, qualifications, conduct of hearings, and rehearing, so as to change the qualifications for an associate juvenile court judge; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 239. By Representatives Lane of the 158th, Jergusson of the 22nd and Burns of the 157th:

A BILL to be entitled an Act to amend Chapter 1 of Title 27 of the Official Code of Georgia Annotated, relating to general provisions relative to game and fish, so as to change certain provisions relating to rules and regulations of the Board of Natural Resources used to establish game and fish criminal violations; to provide an effective date; to repeal conflicting laws; and for other purposes.

- HB 406. By Representative Floyd of the 147th:

A BILL to be entitled an Act to amend an Act providing for a merger of the independent school system of the City of Cordele and the school districts in the County of Crisp lying outside the corporate limits of said City, approved February 11, 1957 (Ga. L. 1957, p. 2066), as amended, so as to

change the compensation of members of the Crisp County Board of Education; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 409. By Representative Lane of the 167th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Darien, approved May 5, 2006 (Ga. L. 2006, p. 4328), so as to provide for annexation of certain property; to provide effective dates; to repeal conflicting laws; and for other purposes.

HB 411. By Representatives Keen of the 179th, Lane of the 167th and Hill of the 180th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Brunswick, approved April 4, 1991 (Ga. L. 1991, p. 3911), as amended, so as to change certain provisions relating to nomination of candidates; to provide for submission for preclearance under the federal Voting Rights Act of 1965, as amended; to provide an effective date; to repeal a specific Act; to repeal conflicting laws; and for other purposes.

The House has adopted by the requisite constitutional majority the following Resolution of the House:

HR 258. By Representatives Willard of the 49th, Byrd of the 20th, Heard of the 104th, Chambers of the 81st, Coan of the 101st and others:

A RESOLUTION commending the Vietnamese community in Georgia and recognizing the community's pride in their "Vietnamese Heritage and Freedom Flag"; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 184. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes, so as to provide for new definitions; to modify the computation of deductible business expenses; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Finance Committee.

SB 185. By Senator Hill of the 4th:

A BILL to be entitled an Act to amend Chapter 7 of Title 52 of the Official Code of Georgia Annotated, relating to registration, operation, and sale of watercraft, so as to provide that an applicant for a certificate of number for certain vessels purchased outside the State of Georgia must prove by documentation satisfactory to the commissioner of natural resources that the sales and use tax has been paid or is not due; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Natural Resources and the Environment Committee.

SB 186. By Senator Goggans of the 7th:

A BILL to be entitled an Act to create the City of Homerville Water and Sewer Authority and provide for its activation; to provide for a short title; to provide for definitions; to provide for the purposes, powers, duties, and functions of the authority and authorize certain contracts and agreements; to provide for the membership and appointment of members of the authority and their terms of office, qualifications, duties, powers, methods of filling vacancies, compensation, and expenses; to provide for organization, meetings, and quorum of the authority; to provide for an attorney of the authority; to provide for an audit and budgets; to authorize the authority to contract with others regarding its functions, to contract with others pertaining to the use of the utilities and facilities of the authority, and to execute leases and do all things necessary or convenient for the operation of such undertakings or projects; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations Committee.

SB 187. By Senators Pearson of the 51st, Rogers of the 21st, Whitehead, Sr. of the 24th, Goggans of the 7th, Wiles of the 37th and others:

A BILL to be entitled an Act to amend Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to the Environmental Protection Division of the Department of Natural Resources, the Environmental Advisory Council, duties of the council and its members and the director, procedure for aggrieved persons, and inspections, so as to change certain provisions relating to review and approval or denial of applications for certain permits or variances; to provide for applicability and effect; to repeal conflicting laws; and for other purposes.

Referred to the Natural Resources and the Environment Committee.

SB 188. By Senators Thompson of the 33rd and Hamrick of the 30th:

A BILL to be entitled an Act to amend Article 14 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to the foster parents bill of rights, so as to provide that the bill of rights applies to foster parents caring for children who are privately placed; to provide for an administrative hearing for aggrieved parties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

SB 189. By Senators Thomas of the 54th and Unterman of the 45th:

A BILL to be entitled an Act to amend Chapter 6 of Title 31 of the Official Code of Georgia Annotated, relating to state health planning and development, so as to revise the definition of "new institutional health service" for purposes of certificate of need requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

SB 190. By Senators Harp of the 29th, Meyer von Bremen of the 12th, Moody of the 56th, Goggans of the 7th, Thomas of the 54th and others:

A BILL to be entitled an Act to amend Part 2 of Article 6 of Chapter 7 of Title 17 of the Official Code of Georgia Annotated, relating to issues of insanity and mental incompetency in pretrial proceedings, so as to provide for definitions; to provide that the committing court may have discretion to allow evaluation in the community for certain defendants; to provide that the committing court can order an evaluation of the defendant; to provide for the committing court to conduct a civil commitment hearing on the defendant; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

SB 191. By Senators Brown of the 26th, Johnson of the 1st and Balfour of the 9th:

A BILL to be entitled an Act to amend Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, so as to prohibit the naming of any public building, site, structure, road, highway, street, intersection,

interchange, bridge, or other public property for Senator Robert Brown of Macon, Georgia; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the State Institutions and Property Committee.

SB 192. By Senators Shafer of the 48th, Hill of the 4th, Thomas of the 54th, Hooks of the 14th and Hudgens of the 47th:

A BILL to be entitled an Act to amend Chapter 34 of Title 33 of the Official Code of Georgia Annotated, relating to motor vehicle accident reparations, so as to provide that a person who has been granted a valid certificate of self-insurance in another state may qualify as a self-insurer in this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

SB 193. By Senators Mullis of the 53rd, Jones of the 10th and Grant of the 25th:

A BILL to be entitled an Act to amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding local government, so as to provide that, if a county governing authority provides group health, life, disability, and liability insurance, retirement or pension coverage, social security and employment security coverage, and other similar or related employment benefits for county employees, such benefits must be offered to the sheriff, judge of probate court, clerk of superior court, tax receiver, tax collector, and tax commissioner on the same terms and conditions as other county employees; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

SB 194. By Senators Staton of the 18th, Williams of the 19th, Wiles of the 37th, Harp of the 29th, Carter of the 13th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and primaries generally, so as to provide in certain circumstances that the county election superintendent may begin the tabulation of absentee ballots prior to the close of the polls on the day of a primary, election, or runoff; to provide procedures for such tabulation; to

provide that absentee ballots that are enclosed in an outer envelope but not contained in an inner envelope shall be counted; to provide that a person may cancel his or her absentee ballot under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Ethics Committee.

SB 195. By Senators Tate of the 38th, Reed of the 35th, Henson of the 41st, Davenport of the 44th, Jones of the 10th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 47 of the Official Code of Georgia Annotated, relating to the Teachers Retirement System of Georgia, so as to change the benefit formula for the Teachers Retirement System of Georgia from 2 percent to 2.5 percent; to change the maximum number of years of service used in such calculation; to provide a postretirement benefit adjustment; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Retirement Committee.

SB 196. By Senators Reed of the 35th, Harp of the 29th, Thompson of the 33rd, Tarver of the 22nd and Harbison of the 15th:

A BILL to be entitled an Act to amend Part 4 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to military scholarships, so as to provide for scholarships for the children of persons killed or disabled as a result of combat wounds; to define certain terms; to provide for a scholarship equal to the tuition charges; to provide that the grant of such scholarships shall be contingent on funding; to repeal conflicting laws; and for other purposes.

Referred to the Higher Education Committee.

SB 197. By Senators Harp of the 29th and Seabaugh of the 28th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to solid waste management, so as to repeal certain provisions relating to municipal solid waste disposal facility sites near adjoining counties; to

provide restrictions on landfill sites near adjoining counties; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

Referred to the Natural Resources and the Environment Committee.

SB 198. By Senators Harp of the 29th and Seabaugh of the 28th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to solid waste management, so as to provide protection for certain governmentally owned public drinking water supply intakes or water supply reservoirs; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

Referred to the Natural Resources and the Environment Committee.

SB 199. By Senator Hill of the 32nd:

A BILL to be entitled an Act to amend Code Section 47-20-84 of the Official Code of Georgia Annotated, relating to large retirement systems, so as to provide that no public retirement system shall invest funds in certain corporations or obligations of corporations doing business with or in the Islamic Republic of Iran, Republic of Sudan, Syrian Arab Republic, and Democratic People's Republic of Korea or certain other states; to provide for divestiture of such investments; to repeal conflicting laws; and for other purposes.

Referred to the Retirement Committee.

SB 200. By Senators Grant of the 25th and Thompson of the 33rd:

A BILL to be entitled an Act to amend Title 36 of the Official Code of Georgia Annotated, relating to local government, so as to provide for a comprehensive program for the creation of infrastructure development districts; to amend Chapter 5 of Title 12 of the Official Code of Georgia Annotated, relating to water resources, so as to change certain provisions regarding permits for discharging pollutants into waters; to change certain provisions regarding permits for surface-water withdrawal, diversion, or impoundment; to change certain provisions regarding permits for withdrawing, obtaining, or using

ground water; to provide for related matters; to provide a contingent effective date; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

SR 296. By Senator Goggans of the 7th:

A RESOLUTION dedicating the POW Julian Abel Memorial Bridge; and for other purposes.

Referred to the Transportation Committee.

SR 297. By Senator Goggans of the 7th:

A RESOLUTION dedicating the PFC Elwood W. Odom Memorial Bridge; and for other purposes.

Referred to the Transportation Committee.

SR 298. By Senator Goggans of the 7th:

A RESOLUTION dedicating the MIA/KIA Bryant H. Roberts, SFC Memorial Bridge; and for other purposes.

Referred to the Transportation Committee.

SR 299. By Senator Goggans of the 7th:

A RESOLUTION dedicating the POW Fred L. Belcher Memorial Bridge; and for other purposes.

Referred to the Transportation Committee.

SR 301. By Senators Brown of the 26th, Staton of the 18th and Mullis of the 53rd:

A RESOLUTION dedicating the Phil Walden Memorial Interchange; and for other purposes.

Referred to the Transportation Committee.

SR 309. By Senators Grant of the 25th and Thompson of the 33rd:

A RESOLUTION proposing an amendment to the Constitution so as to authorize the General Assembly to provide by general law for the creation and comprehensive regulation of infrastructure development districts; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

The following House legislation was read the first time and referred to committee:

HB 134. By Representatives England of the 108th, Heard of the 104th, Coan of the 101st and Benton of the 31st:

A BILL to be entitled an Act to amend Part 2 of Article 3 of Chapter 91 of Title 36 of the Official Code of Georgia Annotated, relating to bid bonds for public works bidding for local governments, so as to change certain provisions relating to cash in lieu of bid bonds and letters of credit; to change certain provisions relating to acceptable substitutes for bonds; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

HB 136. By Representatives Coan of the 101st, Shaw of the 176th, O'Neal of the 146th, Rogers of the 26th, Millar of the 79th and others:

A BILL to be entitled an Act to amend Code Section 13-8-2 of the Official Code of Georgia Annotated, relating to contracts contravening public policy generally, so as to provide that any contract of insurance which provides for indemnification against liability for damages arising out of bodily injury to persons or damage to property caused by a promisee or indemnitee in connection with a contract or agreement relative to the construction, alteration, repair, or maintenance of a building structure, appurtenances, and appliances is against public policy, void, and unenforceable; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

HB 153. By Representatives Loudermilk of the 14th, Oliver of the 83rd, Lewis of the 15th, Franklin of the 43rd, Setzler of the 35th and others:

A BILL to be entitled an Act to amend Part 6 of Article 1 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to the deprivation of juveniles, so as to provide certain requirements when placing children with the Division of Family and Children Services; to amend Article 1 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to children and youth services, so as to provide new definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

HB 168. By Representatives Mumford of the 95th, Knox of the 24th and Forster of the 3rd:

A BILL to be entitled an Act to amend Code Section 15-11-21 of the Official Code of Georgia Annotated, relating to associate juvenile court judges, appointment and compensation, qualifications, conduct of hearings, and rehearing, so as to change the qualifications for an associate juvenile court judge; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Special Judiciary Committee.

HB 239. By Representatives Lane of the 158th, Jerguson of the 22nd and Burns of the 157th:

A BILL to be entitled an Act to amend Chapter 1 of Title 27 of the Official Code of Georgia Annotated, relating to general provisions relative to game and fish, so as to change certain provisions relating to rules and regulations of the Board of Natural Resources used to establish game and fish criminal violations; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Natural Resources and the Environment Committee.

HB 406. By Representative Floyd of the 147th:

A BILL to be entitled an Act to amend an Act providing for a merger of the independent school system of the City of Cordele and the school districts in the County of Crisp lying outside the corporate limits of said City, approved

February 11, 1957 (Ga. L. 1957, p. 2066), as amended, so as to change the compensation of members of the Crisp County Board of Education; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations Committee.

HB 409. By Representative Lane of the 167th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Darien, approved May 5, 2006 (Ga. L. 2006, p. 4328), so as to provide for annexation of certain property; to provide effective dates; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations Committee.

HB 411. By Representatives Keen of the 179th, Lane of the 167th and Hill of the 180th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Brunswick, approved April 4, 1991 (Ga. L. 1991, p. 3911), as amended, so as to change certain provisions relating to nomination of candidates; to provide for submission for preclearance under the federal Voting Rights Act of 1965, as amended; to provide an effective date; to repeal a specific Act; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations Committee.

The following committee reports were read by the Secretary:

Mr. President:

The Finance Committee has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 5 Do Pass by substitute

Respectfully submitted,
Senator Rogers of the 21st District, Chairman

Mr. President:

The Special Judiciary Committee has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 30	Do Pass by substitute	SB 124	Do Pass
SB 103	Do Pass	SB 128	Do Pass
SB 104	Do Pass		

Respectfully submitted,
Senator Meyer von Bremen of the 12th District, Chairman

Mr. President:

The State Institutions and Property Committee has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 249	Do Pass
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Respectfully submitted,
Senator Grant of the 25th District, Chairman

Mr. President:

The State and Local Governmental Operations Committee has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 223	Do Pass
SB 107	Do Pass

Respectfully submitted,
Senator Wiles of the 37th District, Chairman

The following legislation was read the second time:

SB 27	SB 66	SB 114	SB 115	SR 133	SR 243
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Senator Seay of the 34th asked unanimous consent that Senator Thompson of the 33rd be excused. The consent was granted, and Senator Thompson was excused.

Senator Stoner of the 6th asked unanimous consent that Senator Golden of the 8th be excused. The consent was granted, and Senator Golden was excused.

Senator Thompson of the 5th asked unanimous consent that Senator Davenport of the 44th be excused. The consent was granted, and Senator Davenport was excused.

Senator Ramsey of the 43rd asked unanimous consent that Senator Fort of the 39th be excused. The consent was granted, and Senator Fort was excused.

The roll was called and the following Senators answered to their names:

Adelman	Henson	Seabaugh
Balfour	Hill,Jack	Seay
Brown	Hill,Judson	Shafer,D
Bulloch	Hooks	Smith
Butler	Hudgens	Staton
Carter	Johnson	Stoner
Chance	Jones	Tarver
Chapman	Me V Bremen	Tate
Cowsert	Moody	Thomas,D
Douglas	Mullis	Thomas,R
Goggans	Murphy	Thompson,C
Grant	Pearson	Tolleson
Hamrick	Powell	Unterman
Harbison	Ramsey	Weber
Harp	Reed	Whitehead
Hawkins	Rogers	Wiles
Heath	Schaefer	Williams

Not answering were Senators:

Davenport (Excused)	Fort (Excused)	Golden (Excused)
Orrock	Thompson, S (Excused)	

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Fort Orrock

The members pledged allegiance to the flag.

Senator Ramsey of the 43rd introduced the chaplain of the day, Bishop Jim Swilley of Conyers, Georgia, who offered scripture reading and prayer.

The following resolutions were read and adopted:

SR 292. By Senator Butler of the 55th:

A RESOLUTION recognizing and commending the Leadership DeKalb Class of 2007 and honoring Executive Director, Sara A. Fountain; and for other purposes.

SR 293. By Senators Seay of the 34th and Davenport of the 44th:

A RESOLUTION commending the E. W. Oliver Elementary School "mathletes"; and for other purposes.

SR 294. By Senator Goggans of the 7th:

A RESOLUTION commending Jackie L. Wilson; and for other purposes.

SR 295. By Senator Goggans of the 7th:

A RESOLUTION recognizing and commending Mr. Francis M. Lott; and for other purposes.

SR 300. By Senators Brown of the 26th, Staton of the 18th and Mullis of the 53rd:

A RESOLUTION celebrating the life of legendary impresario Phil Walden of Macon, Georgia, and offering condolences on his passing; and for other purposes.

SR 302. By Senator Douglas of the 17th:

A RESOLUTION commending the City of Locust Grove, Georgia; and for other purposes.

SR 303. By Senator Douglas of the 17th:

A RESOLUTION commending the City of Hampton, Georgia; and for other purposes.

SR 304. By Senator Williams of the 19th:

A RESOLUTION commending Mr. Charles Clark; and for other purposes.

SR 305. By Senators Tolleson of the 20th, Hill of the 4th, Henson of the 41st, Bulloch of the 11th, Meyer von Bremen of the 12th and others:

A RESOLUTION commending Jill Stuckey; and for other purposes.

SR 306. By Senator Seabaugh of the 28th:

A RESOLUTION expressing regret at the passing of Mr. Billy Ray "B.R." Johnson; and for other purposes.

SR 307. By Senators Hill of the 32nd and Rogers of the 21st:

A RESOLUTION commending Cameron Ellis; and for other purposes.

SR 308. By Senators Shafer of the 48th, Rogers of the 21st, Staton of the 18th, Wiles of the 37th and Chapman of the 3rd:

A RESOLUTION commending the Vietnamese community in Georgia and recognizing the community's pride in their "Vietnamese Heritage and Freedom Flag"; and for other purposes.

HR 258. By Representatives Willard of the 49th, Byrd of the 20th, Heard of the 104th, Chambers of the 81st, Coan of the 101st and others:

A RESOLUTION commending the Vietnamese community in Georgia and recognizing the community's pride in their "Vietnamese Heritage and Freedom Flag"; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

SENATE LOCAL CONSENT CALENDAR

Wednesday, February 21, 2007
Twenty-third Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 107

Tarver of the 22nd

Powell of the 23rd

STATE COURT OF RICHMOND COUNTY

A BILL to be entitled an Act to amend an Act creating the City Court of Richmond County, now the State Court of Richmond County, approved September 22, 1881 (Ga. L. 1880-81, p. 574), as amended, so as to change the second division's jurisdiction to make the second division judge coequal with those judges of Division 1; to remove references to associate judge; to create a third division of the State Court of Richmond County; to provide for the judge of the third division and their qualifications, selection, duties, responsibilities, and compensation; to repeal conflicting laws; and for other purposes.

HB 223

Seabaugh of the 28th

Hamrick of the 30th

CARROLL COUNTY

A BILL to be entitled an Act to provide for a method of distribution of the net proceeds of the sales tax for education purposes levied in Carroll County; to provide for the method of distribution of proceeds of such tax between the Carroll County School District and the independent school districts located wholly or partially within Carroll County, including particularly the City of Carrollton School System and the City of Bremen School System; to provide for authority under Article VIII, Section VI, Paragraph IV of the Constitution; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Adelman
Y Balfour
Y Brown
Y Bulloch
Y Butler
Y Carter
Y Chance
Y Chapman

Y Heath
Y Henson
Y Hill,Jack
Y Hill,Judson
Y Hooks
Y Hudgens
Y Johnson
Y Jones

Y Seabaugh
Y Seay
Y Shafer,D
Y Smith
Y Staton
Y Stoner
Y Tarver
Y Tate

Y Cowsert	Y Me V Bremen	Y Thomas,D
Y Davenport	Y Moody	Y Thomas,R
Y Douglas	Y Mullis	Y Thompson,C
E Fort	Y Murphy	E Thompson,S
Y Goggans	Y Orrock	Y Tolleson
E Golden	Y Pearson	Y Unterman
Y Grant	Y Powell	Y Weber
Y Hamrick	Ramsey	Y Whitehead
Y Harbison	Y Reed	Y Wiles
Y Harp	Y Rogers	Y Williams
Y Hawkins	Y Schaefer	

On the passage of the local legislation, the yeas were 52, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

SENATE RULES CALENDAR
WEDNESDAY, FEBRUARY 21, 2007
TWENTY-THIRD LEGISLATIVE DAY

SB 84	Insurance; protect members of United States armed forces; unscrupulous practices; marketing/sale of insurance (I&L-48th)
SB 95	Cigarettes/Tobacco; minors; unlawful to attempt purchase; vending machines; change certain provisions (H&HS-13th)
SR 81	Islamic Republic of Iran; condemning the nuclear program (V&MA-32nd)
HR 21	Elbert Shaw, Jr. Regional Youth Detention Center; designate (SI&P-54th) Dickson-6th
SB 60	Georgia Trauma Commission; establish (Substitute)(H&HS-18th)

Respectfully submitted,

/s/ Balfour of the 9th, Chairman
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 84. By Senators Shafer of the 48th, Douglas of the 17th, Rogers of the 21st, Hudgens of the 47th, Moody of the 56th and others:

A BILL to be entitled an Act to amend Code Section 33-6-4 of the Official Code of Georgia Annotated, relating to enumeration of unfair methods of competition and unfair or deceptive acts or practices, so as to protect members of the armed forces of the United States from unscrupulous practices regarding the marketing and sale of insurance; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Adelman	Y Heath	Y Seabaugh
Y Balfour	Y Henson	Y Seay
Y Brown	Y Hill,Jack	Y Shafer,D
Y Bulloch	Y Hill,Judson	Y Smith
Y Butler	Y Hooks	Y Staton
Y Carter	Y Hudgens	Y Stoner
Y Chance	Y Johnson	Y Tarver
Y Chapman	Y Jones	Y Tate
Y Cowsert	Y Me V Bremen	Y Thomas,D
Y Davenport	Y Moody	Y Thomas,R
Y Douglas	Y Mullis	Y Thompson,C
Y Fort	Y Murphy	E Thompson,S
Y Goggans	Y Orrock	Y Tolleson
E Golden	Y Pearson	Y Unterman
Y Grant	Y Powell	Y Weber
Y Hamrick	Y Ramsey	Y Whitehead
Y Harbison	Y Reed	Y Wiles
Y Harp	Y Rogers	Y Williams
Y Hawkins	Y Schaefer	

On the passage of the bill, the yeas were 54, nays 0.

SB 84, having received the requisite constitutional majority, was passed.

Senator Pearson of the 51st introduced the doctor of the day, Dr. Doug Nuelle.

The Calendar was resumed.

SB 95. By Senators Carter of the 13th, Adelman of the 42nd, Thomas of the 54th, Chance of the 16th and Seay of the 34th:

A BILL to be entitled an Act to amend Article 7 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to sale or distribution to, or possession by, minors of cigarettes and tobacco related objects, so as to make it unlawful to attempt to purchase cigarettes or tobacco related objects; to change certain provisions relating to sales from vending machines; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Adelman	Y Heath	Y Seabaugh
Y Balfour	Y Henson	Y Seay
Y Brown	Y Hill,Jack	Y Shafer,D
Y Bulloch	Y Hill,Judson	Y Smith
Y Butler	Y Hooks	Y Staton
Y Carter	Y Hudgens	Y Stoner
Y Chance	Y Johnson	Y Tarver
Y Chapman	Y Jones	Y Tate
Y Cowsert	Y Me V Bremen	Y Thomas,D
Y Davenport	Y Moody	Y Thomas,R
Y Douglas	Y Mullis	Y Thompson,C
Y Fort	Y Murphy	E Thompson,S
Y Goggans	Y Orrock	Y Tolleson
E Golden	Y Pearson	Y Unterman
Grant	Y Powell	Y Weber
Y Hamrick	Y Ramsey	Y Whitehead
Y Harbison	Y Reed	Y Wiles
Y Harp	Y Rogers	Y Williams
Y Hawkins	Y Schaefer	

On the passage of the bill, the yeas were 53, nays 0.

SB 95, having received the requisite constitutional majority, was passed.

Senator Murphy of the 27th asked unanimous consent that Senator Grant of the 25th be excused. The consent was granted, and Senator Grant was excused.

SR 81. By Senators Hill of the 32nd, Pearson of the 51st, Heath of the 31st, Schaefer of the 50th, Douglas of the 17th and others:

A RESOLUTION condemning the nuclear program of the Islamic Republic of Iran, condemning Iran's support for terrorism, and holding Iranian sponsored terrorists and proxy forces and countries responsible for their actions; and for other purposes.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Adelman	Y Heath	Y Seabaugh
Y Balfour	Y Henson	Y Seay
Brown	Y Hill,Jack	Y Shafer,D
Y Bulloch	Y Hill,Judson	Y Smith
Y Butler	Y Hooks	Y Staton
Carter	Y Hudgens	Y Stoner
Y Chance	Y Johnson	Y Tarver
Y Chapman	Y Jones	Y Tate
Cowsert	Y Me V Bremen	Y Thomas,D
Y Davenport	Y Moody	Y Thomas,R
Y Douglas	Y Mullis	Y Thompson,C
Y Fort	Y Murphy	E Thompson,S
Y Goggans	Orrock	Tolleson
E Golden	Y Pearson	Y Unterman
Y Grant	Y Powell	Y Weber
Y Hamrick	Y Ramsey	Y Whitehead
Y Harbison	Y Reed	Y Wiles
Y Harp	Y Rogers	Y Williams
Hawkins	Y Schaefer	

On the adoption of the resolution, the yeas were 48, nays 0.

SR 81, having received the requisite constitutional majority, was adopted.

HR 21. By Representatives Dickson of the 6th, Meadows of the 5th, Williams of the 4th and Forster of the 3rd:

A RESOLUTION honoring the services of Mr. Elbert Shaw, Jr., of Dalton, Georgia, and designating the Dalton Regional Youth Detention Center as the Elbert Shaw, Jr. Regional Youth Detention Center; and for other purposes.

Senate Sponsor: Senator Thomas of the 54th.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Adelman	Y Heath	Y Seabaugh
Y Balfour	Y Henson	Y Seay
Y Brown	Y Hill,Jack	Y Shafer,D
Y Bulloch	Y Hill,Judson	Y Smith
Y Butler	Y Hooks	Y Staton
Y Carter	Y Hudgens	Y Stoner
Y Chance	Y Johnson	Y Tarver
Y Chapman	Y Jones	Y Tate
Y Cowsert	Y Me V Bremen	Y Thomas,D
Y Davenport	Y Moody	Y Thomas,R
Y Douglas	Y Mullis	Thompson,C
Y Fort	Y Murphy	E Thompson,S
Y Goggans	Orrock	Y Tolleson
E Golden	Y Pearson	Y Unterman
Y Grant	Y Powell	Y Weber
Y Hamrick	Y Ramsey	Y Whitehead
Y Harbison	Y Reed	Y Wiles
Y Harp	Y Rogers	Y Williams
Hawkins	Y Schaefer	

On the adoption of the resolution, the yeas were 51, nays 0.

HR 21, having received the requisite constitutional majority, was adopted.

Senator Johnson of the 1st, President Pro Tempore, assumed the Chair.

Senator Whitehead of the 24th asked unanimous consent that Senator Grant of the 25th be excused. The consent was granted, and Senator Grant was excused.

SB 60. By Senators Staton of the 18th, Johnson of the 1st, Adelman of the 42nd, Unterman of the 45th, Bulloch of the 11th and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Georgia Trauma Commission; to provide for its composition, membership, duties, and responsibilities; to provide that hospitals offering or seeking to offer emergency trauma services may add additional beds or operating rooms for emergency trauma purposes without the necessity of applying for a certificate of need; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Health and Human Services Committee offered the following substitute to SB 60:

A BILL TO BE ENTITLED
AN ACT

To amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Georgia Trauma Care Network Commission; to provide for its composition, membership, duties, and responsibilities; to create the Georgia Trauma Trust Fund and provide for its management and use; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended by adding a new Article 5 to Chapter 11 to read as follows:

"ARTICLE 5

31-11-100.

As used in this article, the term:

- (1) 'Trauma center' means a facility designated by the Department of Human Resources as a Level I, II, III, or IV trauma center.
- (2) 'Trauma patient' means a patient who is on the State Trauma Registry or the National Trauma Registry of the American College of Surgeons.
- (3) 'Trauma service codes' means the ICDA-9-CM discharge codes designated as trauma service codes by the American College of Surgeons, Committee on Trauma.
- (4) 'Uncompensated' means care provided by a designated trauma center, emergency medical services provider, or physician to a trauma patient as defined by the Georgia Trauma Care Network Commission who:
 - (A) Has no medical insurance, including federal Medicare Part B coverage;
 - (B) Is not eligible for medical assistance coverage;

(C) Has no medical coverage for trauma care through workers' compensation, automobile insurance, or any other third party, including any settlement or judgment resulting from such coverage; and

(D) Has not paid for the trauma care provided by the trauma provider after documented attempts by the trauma care services provider to collect payment.

31-11-101.

(a) There is created the Georgia Trauma Care Network Commission which is assigned to the Department of Human Resources for administrative purposes only, as prescribed in Code Section 50-4-3. The commission shall consist of nine members who shall be appointed as provided in this Code section. Five members shall be appointed by the Governor. The Governor shall include among his or her appointees a physician who is actively involved in providing emergency trauma care, a representative of a hospital that is a designated trauma center, and a representative of a state 9-1-1 zone licensed emergency medical services provider. Two members shall be appointed by the Lieutenant Governor. Two members shall be appointed by the Speaker of the House of Representatives. In making the initial appointments, the Governor shall appoint three members for a term of four years and two members for a term of two years, the Lieutenant Governor shall appoint one member for a term of four years and one member for a term of two years, and the Speaker of the House of Representatives shall appoint one member for a term of four years and one member for a term of two years. Thereafter, persons appointed to succeed the initial members shall serve four-year terms of office. The Governor shall appoint one of the members to serve as the chairperson of the commission.

(b) The commission shall meet upon the call of the chairperson or upon the request of three members. The commission shall organize itself as it deems appropriate and may elect additional officers from among its members.

(c) Any vacancy on the commission shall be filled for the unexpired term by appointment by the original appointing authority.

(d) Members of the commission shall serve without compensation but shall receive the same expense allowance per day as that received by a member of the General Assembly for each day such member of the commission is in attendance at a meeting of such commission, plus either reimbursement for actual transportation costs while traveling by public carrier or the same mileage allowance for use of a personal car in connection with such attendance as members of the General Assembly receive. Such expense and travel allowance shall be paid in lieu of any per diem, allowance, or other remuneration now received by any such member for such attendance.

31-11-102.

The Georgia Trauma Care Network Commission shall have the following duties and responsibilities:

(1) To apply for, receive, and administer state funds appropriated to the commission and federal funds and grants, private grants and donations, and other funds and

donations. The commission's annual distributions shall be capped and limited to funds received from the sources specified in this paragraph. The commission shall ensure that its funds are not used as a supplement or secondary payor to any other third-party payor;

(2) For the first two fiscal years in which funds are appropriated to the commission for distribution, to distribute such funds in the following areas with the priority for distribution to be set by majority vote of the commission:

- (A) Physician uncompensated trauma care services provided in designated trauma centers;
- (B) Emergency medical service uncompensated trauma care services provided to patients transported to designated trauma centers;
- (C) Uncompensated trauma care services of designated trauma centers;
- (D) Trauma care readiness costs for designated or certified trauma care service providers; and
- (E) Trauma care service start-up costs for providers seeking a trauma care designation or certification,

The commission shall adopt a formula that prioritizes the distribution of state appropriated funds that may be implemented during the third state fiscal year in which funds are appropriated to the commission for distribution. Such formula shall be evaluated and modified, if needed, every two years thereafter;

(3) To develop, implement, administer, and maintain a system to compensate designated trauma centers for a portion of their cost of readiness through a semiannual distribution from the Georgia Trauma Trust Fund in a standardized amount determined by the commission. The standardized amounts shall be determined according to designation level and shall be capped at that specific amount. Initially, such standardized amount shall be based upon a three-year average of annual trauma cases, annual amount of uncompensated trauma care services administered, and a three-year annual average cost of readiness. Such criteria may be changed by a majority vote of the commission. Total annual distributions for trauma center and emergency medical service readiness shall be capped at an amount set by the commission. However, the standards developed by the commission for readiness shall include, but are not limited to, the following:

- (A) Criteria assuring the trauma fund is a payor of last resort;
- (B) Criteria assuring that all other resources must be exhausted before the trauma funds are allocated; and
- (C) Criteria assuring that trauma funds must be used to meet a verified need that assists the trauma center to maintain a trauma center designation;

(4) To develop, implement, administer, and maintain a system to provide additional designated trauma center compensation to cover trauma center costs not associated with readiness based upon an application and review based process. These distributions shall be capped and limited to semiannual appropriations received by the commission. Designated trauma centers shall submit an application for trauma funds reimbursement semiannually. The application process developed by the commission

for such costs shall include, but is not limited to, the following:

- (A) Criteria assuring that the trauma fund is a payor of last resort;
 - (B) Criteria assuring that trauma funds shall be used for reimbursement for services provided to designated trauma patients;
 - (C) Criteria assuring that trauma funds shall be used for reimbursement for trauma service codes;
 - (D) Criteria assuring that trauma funds used for reimbursement for trauma care costs shall be on a fee schedule or grant basis; provided, however, that no reimbursement shall exceed the average rate reimbursed for similar services under the State Health Benefit Plan; and
 - (E) Criteria that require the trauma center to submit a semiannual report documenting and verifying the use of such funds;
- (5) To develop, implement, administer, and maintain a system to compensate physicians who provide uncompensated call and trauma care services. This reimbursement shall be distributed on a semiannual basis and paid on a formula to be set by the commission. The call hours must be documented and verified by the trauma director at the appropriate trauma center in order to receive such funds. The formula developed by the commission for reimbursement shall include, but is not limited to, the following:
- (A) Criteria assuring that the trauma fund is a payor of last resort;
 - (B) Criteria assuring that trauma funds shall be used for reimbursement for services provided to designated trauma patients;
 - (C) Criteria assuring that trauma funds used for reimbursement for physician costs shall be on a fee schedule or grant basis; provided, however, that no reimbursement shall exceed the average rate reimbursed for similar services under the State Health Benefit Plan; and
 - (D) Criteria assuring that trauma funds shall be used for reimbursement for trauma service codes;
- (6) To reserve and disburse additional moneys to increase the number of participants in the Georgia trauma system. These funds shall be disbursed through an application process to cover partial start-up costs for nondesignated acute care facilities to enter the system as Level II, III, or IV trauma centers. The application process developed by the commission for start-up costs shall include, but is not limited to, the following:
- (A) Criteria assuring that the trauma fund is a payor of last resort;
 - (B) Criteria assuring that all other resources for start-up costs must be exhausted before the trauma funds are allocated;
 - (C) Criteria assuring that the distribution of trauma funds will result in the applicant's achieving a trauma designation as defined by the commission within the time frame specified on the application;
 - (D) Criteria assuring and verifying that the Department of Human Resources has determined that there is a need for an additional trauma center with the designation that the applicant is seeking; and
 - (E) Criteria assuring that no more than 15 percent of the total annual distribution

from the trauma fund total shall be distributed for new trauma center development;

(7)(A) To develop, implement, administer, and maintain a system to compensate members of the emergency medical service transportation community for readiness and uncompensated trauma care.

(B) The compensation for the cost of readiness shall be through an application process adopted by the commission. The application process developed by the commission for readiness costs shall include, but is not limited to, the following:

- (i) Criteria assuring that the trauma fund is a payor of last resort;
- (ii) Criteria assuring that all other resources for readiness costs must be exhausted before the trauma funds are allocated;
- (iii) Criteria assuring that the distribution of trauma funds will result in the applicant's achieving certification as defined by the commission within the time frame specified on the application; and
- (iv) Criteria assuring and verifying that the Department of Human Resources has determined that there is a need for an additional emergency medical services with the certification that the applicant is seeking.

(C) The commission shall develop a formula for reimbursing emergency medical services uncompensated trauma care services. The formula developed by the commission for reimbursement shall include, but is not limited to, the following:

- (i) Criteria assuring that the trauma fund is a payor of last resort;
- (ii) Criteria assuring that trauma funds shall be used for reimbursement for services provided to designated trauma patients; and
- (iii) Criteria assuring that trauma funds used for reimbursement of emergency medical service costs shall be on a fee schedule or grant basis; provided, however, that no reimbursement shall exceed the average rate reimbursed for similar services under the State Health Benefit Plan;

(8) To appropriate, out of the Georgia Trauma Trust Fund, annual moneys for investment in a state-wide air and ground system specifically for trauma system transportation. The purpose of this system is to provide immediate air and ground transport to trauma victims anywhere in the state, free of charge. The commission shall promulgate rules and regulations for such system and shall pursue contracts with existing state transportation structures or create a contractual arrangement with existing transportation organizations. The commission shall also be responsible for creating, maintaining, and overseeing a foundation to raise funds specifically for investment in this system and overall trauma funding;

(9) To act as the accountability mechanism for the entire Georgia trauma system, primarily overseeing the flow of funds from the Georgia Trauma Trust Fund into the system. The State Office of EMS/Trauma shall receive an annual distribution from the commission of not more than 3 percent of the total annual distribution from the fund in the fiscal year. These funds shall be used for the administration of an adequate system for monitoring state-wide trauma care, recruitment of trauma care service providers into the network as needed, and for research as needed to continue to operate and improve the system;

- (10) To coordinate its activities with the Department of Human Resources;
- (11) To employ and manage staff and consultants in order to fulfill its duties and responsibilities under this article;
- (12) To establish, maintain, and administer a trauma center network to coordinate the best use of existing trauma facilities in this state and to direct patients to the best available facility for treatment of traumatic injury;
- (13) To coordinate, assist, establish, maintain, and administer programs designed to educate the citizens of this state on trauma prevention;
- (14) To coordinate and assist in the collection of data to evaluate the provision of trauma care services in this state;
- (15) To study the provision of trauma care services in this state to determine the best practices and methods of providing such services, to determine what changes are needed to improve the provision of trauma care services, and to report any proposed legislative changes to the General Assembly each year; and
- (16) To employ an executive director and other staff and to establish duties and responsibilities of such persons.

31-11-103.

(a) There is established the Georgia Trauma Trust Fund. The executive director of the Georgia Trauma Care Network Commission shall serve as the trustee of the Georgia Trauma Trust Fund. The moneys deposited into such fund pursuant to this article may be expended by the executive director with the approval of the Georgia Trauma Care Network Commission for those purposes specified in Code Section 31-11-102.

(b) Any interest earned on the corpus of the Georgia Trauma Trust Fund shall not become a part thereof but shall be paid over to the commission to be utilized by the commission for the administration of the fund. Any funds not expended for this purpose in the fiscal year in which they are generated shall be deposited into the state treasury. This Code section shall not be construed so as to allow the commission to retain any funds required by the Constitution of Georgia to be paid into the state treasury. The commission shall comply with all provisions of Part 1 of Article 4 of Chapter 12 of Title 45, known as the 'Budget Act'; provided, however, that the commission shall be exempt from the provisions of Code Section 45-12-92, which requires payment into the state treasury of moneys collected by state agencies."

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.

Senator Staton of the 18th offered the following amendment:

Amend the Senate Health and Human Services substitute to SB 60 by striking lines 6 through 8 on page 6 and inserting in lieu thereof the following:

in a system specifically for trauma transportation. The purpose of this system is to provide transport to trauma victims where current options are limited. The commission shall promulgate rules and

By striking lines 1 through 16 on page 7 and inserting in lieu thereof the following:
31-11-103.

There is established the Georgia Trauma Trust Fund. The executive director of the Georgia Trauma Care Network Commission shall serve as the trustee of the Georgia Trauma Trust Fund. The moneys deposited into such fund pursuant to this article may be expended by the executive director with the approval of the Georgia Trauma Care Network Commission for those purposes specified in Code Section 31-11-102."

On the adoption of the amendment, the yeas were 41, nays 0, and the Staton amendment to the committee substitute was adopted.

On the adoption of the substitute, the yeas were 46, nays 0, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Adelman	Y Heath	Y Seabaugh
Y Balfour	Y Henson	Y Seay
Y Brown	Y Hill,Jack	Y Shafer,D
Y Bulloch	Y Hill,Judson	Y Smith
Y Butler	Y Hooks	Y Staton
Y Carter	Y Hudgens	Y Stoner
Y Chance	Johnson (PRS)	Y Tarver
Y Chapman	Y Jones	Y Tate
Y Cowsert	Y Me V Bremen	Y Thomas,D
Y Davenport	Y Moody	Y Thomas,R
Y Douglas	Y Mullis	Thompson,C
Y Fort	Y Murphy	E Thompson,S
Y Goggans	Orrock	Y Tolleson
E Golden	Y Pearson	Y Unterman
Y Grant	Y Powell	Y Weber
Y Hamrick	Y Ramsey	Y Whitehead
Y Harbison	Y Reed	Y Wiles
Y Harp	Y Rogers	Y Williams
Y Hawkins	Y Schaefer	

On the passage of the bill, the yeas were 51, nays 0.

SB 60, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

Senator Preston Smith
District 52
301-A Coverdell Legislative Office Building
Atlanta, GA 30334

Committees:
Judiciary
Appropriations
Health and Human Services
Reapportionment and Redistricting
Retirement

The State Senate
Atlanta, Georgia 30334

February 21, 2007

Mr. Bob Ewing
Secretary of the Senate
353 State Capitol
Atlanta, Georgia 30334

Re: SB 80

Dear Bob:

I would respectfully request that my name be removed as a sponsor of SB 80. I have spoken to Agnes Doster and have physically removed my name as a sponsor. Pursuant to her instructions, I am formally notifying you of my request.

Thank you very much for your assistance. Should you have any questions, please let me know.

Sincerely,

/s/ Preston W. Smith

Senator Williams of the 19th moved that the Senate adjourn until 10:00 a.m. Thursday, February 22, 2007.

The motion prevailed, and Senator Eric Johnson, President Pro Tempore, announced the Senate adjourned at 11:12 a.m.